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8 UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF WASHINGTON

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 JASON MICHAEL BALDWIN,
14 Defendant.
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Case No. 2:25-CR-0036-TOR

STIPULATED PROTECTIVE
ORDER REGARDING COMPUTER
FORENSIC REVIEW PROCEDURES
FOR CHILD PORNOGRAPHY
CONTRABAND

17 The Court has received and reviewed the Stipulation Regarding Computer Forensic
18 Review Procedures For Child Pornography Contraband, ECF No. 16, filed by the parties
19 in the above-captioned matter, and is fully advised.
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21 GOOD CAUSE HAVING BEEN SHOWN, the Court hereby ORDERS that the
22 Stipulation Regarding Computer Forensic Review Procedures For Child Pornography
23 Contraband filed by the parties is GRANTED.
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25 1. IT IS FURTHER ORDERED that 18 U.S.C. § 3509(m) applies to this case,
26 and the Court is required to deny defense requests to copy, photograph, duplicate, or
27 otherwise reproduce material constituting child pornography if the government makes the
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1 material reasonably available to Defendant and provides an ample opportunity for the
2 defense to examine it at a government facility. *See* 18 U.S.C. § 3509(m).

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4 2. IT IS FURTHER ORDERED that, in order to comply with 18 U.S.C.
5 § 3509(m), and to allow Defendant the greatest opportunity to prepare an effective defense
6 in preparation for trial in this matter, the government will make a true forensic extraction
7 and/or image of devices and media containing alleged child pornography contraband at
8 issue in the above-referenced case. The government will make that forensic extraction
9 and/or image reasonably available to Defendant and provide ample opportunity for the
10 defense team to examine it at a government facility in Spokane, Washington. The parties
11 may readdress the Court if there is a need for additional or after-hours access during the
12 course of litigation in the event trial or motion hearings require additional forensic review.
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16 3. IT IS FURTHER ORDERED that the defense forensic examination will be
17 conducted in an interview room monitored by closed-circuit television (“CC-TV”),
18 without audio feed. While the TV with non-audio feed will ensure the integrity of FBI/HSI
19 space and security of its occupants, the video feed is not of sufficient detail or at an angle
20 that would reveal defense strategy. The government and its agents expressly agree that
21 no attempt will be made to record any audio from the workstation and that no attempt will
22 be made to observe the defense team’s work product or computer monitor screen at any
23 time. The defense expert may review the feed to ensure that defense strategy is not being
24 compromised at any time while conducting the forensic review.
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1 4. IT IS FURTHER ORDERED that the defense team¹ shall not make, nor
2 permit to be made, any copies of the alleged child pornography contraband pursuant to
3 this Protective Order and shall not remove any contraband images from the government
4 facility. The defense expert will be allowed to copy any file that is not contraband and
5 compile a report (without contraband images/videos) documenting the examination on
6 removable media at the discretion of the defense expert.
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9 5. IT IS FURTHER ORDERED that the designated defense expert will leave at
10 the government facility any equipment, including hard drives, which contain child
11 pornography contraband that is identified during forensic evaluation. The parties may
12 readdress this matter with the Court upon notice that the defense intends to retain a
13 different defense expert.
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16 6. IT IS FURTHER ORDERED that for the purpose of trial, the government
17 agrees to make available a digital copy of any government trial exhibit that contains
18 contraband, which will be kept in the custody and control of the case agent. Upon
19 reasonable notice by the defense, the case agent will also maintain for trial digital copies
20 of any proposed defense exhibit that contains contraband. If the defense team intends to
21 offer, publish, or otherwise utilize any government or defense exhibit contained on the
22 digital copy maintained by the case agent during trial, the case agent shall assist the
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26 ¹ For purposes of this Protective Order, the term “defense team” refers solely to
27 Defendant’s counsel of record, Bevan Jerome Maxey, and Defendant’s designated expert
28 (“defense expert”).

1 defense team in publishing or utilizing the exhibit that contains contraband upon
2 notification by the defense team.

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4 IT IS SO ORDERED. The Clerk shall enter this Order and furnish copies to
5 counsel.

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7 Dated May 28, 2025.




THOMAS O. RICE
UNITED STATES DISTRICT JUDGE